

AO 240A (Rev. 01/09; NJ 06/17) Order to Proceed Without Prepaying Fees or Costs

UNITED STATES DISTRICT COURT
for the
DISTRICT OF NEW JERSEY

FUNDERBURK

Plaintiff(s),

v.

ACCURATE DIAGNOSTIC LABS

Defendant(s).

ORDER ON APPLICATION
TO PROCEED WITHOUT
PREPAYMENT OF FEES

Civil Action No. 20-01223-BRM-ESK

Having considered the application to proceed without prepayment of fees under 28 U.S.C. §1915, **IT IS ORDERED** the application is:



GRANTED, and



The clerk is ordered to file the complaint (ECF No. 1),



IT IS FURTHER ORDERED, the Complaint is **DISMISSED WITHOUT PREJUDICE**, as the Court, having screened the Complaint pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915A, finds this Court lacks subject matter jurisdiction because plaintiff fails to state a claim for a federal cause of action pursuant to 28 U.S.C. § 1331, and because there does not appear to be subject matter jurisdiction pursuant to 28 U.S.C. § 1332.



DENIED, for the following reasons:



IT IS FURTHER ORDERED, the clerk is ordered to **CLOSE** the file.

ENTERED this 7th day of February 2020

/s/Brian R. Martinotti

Signature of Judicial Officer

Brian R. Martinotti, USDJ

Name and Title of Judicial Officer